

aforesaid twelve good & legall men of his bailywick by whom &c Liber N N
 who neither &c to try the issue joyned &c And the same day to witt
 the Seventeenth day of Octob^r aforesaid came the said Sheriffe &
 returnes to the Court here that he hath Sumoned &c by whom &c as
 the writt requires. Whereupon the Jurors appearing & being duely
 sworne the wittnesses subpenaed for the plaintiffe were called whose
 depositions are as followeth Viz^t Thomas Taillor upon his Oath
 saith That after judgem^t obtained ag^t Thomas Knighton Execucōn
 was issued ag^t the said Knighton for the sume of two thousand foure
 hundred p^{ts} of tobacco, which Execucōn yo^r depon^t went with the
 Sheriffe to Levy & told the said Knighton that he came to Levy the
 Execucōn upon his tobacco The said Knighton told the Sheriffe he
 had tobacco & went to the tobacco house with the Sheriffe, & shewed
 the tobacco to the Sheriffe, & delivered part of itt to the Sheriffe,
 which the Sheriffe seized for yo^r Depon^t & the Sheriffe sett the broad
 arrow upon the tobacco house where there was five roomes above
 joyce & the joyce & also a bulk which the said Knighton promised
 to stripp for the Sheriffe & pay to yo^r Depon^t And also that Co^t Chew
 & Robert Peca came after judgem^t & tooke the tobacco as Co^t Chew
 & Tho: Knighton did both say. Tho: Taillor drawn by himselfe

Thomas Knighton aged about forty one yeares being sworne
 & Examined in Court saith

That about ffebruary last Robert Peca came to this Depon^{ts} tobacco
 house with Co^t Chew, & seized the tobacco in this Depon^{ts} tobacco
 house, and likewise the tobacco in the loft (both for rent) And after-
 wards the Sheriffe & Co^t Taillor came & marked the tobacco house
 with the broad arrow, & afterwards went into the house, & there was
 a bulk of tobacco which they asked the Depon^t what itt was, & this
 Depon^t told them itt was tobacco, & they replied they could not be
 certaine of that except he this Depon^t would shew itt & lett them see
 itt; whereupon he this Depon^t opened the same & gave out a plant
 Afterwards came this Depon^{ts} Landlord Peca & brought hands with
 him & stripped itt out And after he had stripped & packed itt he
 marked itt, & after the markeing he went away & sent Co^t Chews
 Sonn & his man to sett the marke of the said Co^t Chew upon the
 said tobacco, & the Sheriffe came afterwards & sett the broad arrow
 upon the hogsheads, And when itt was a season he this Depon^{ts}
 Landlord & his Servants came & stripped the remainder & packed itt
 in hogsheads, & sent M^r Chews Sonn & he marked the same also
 And then Co^t Chew sent Seamen with his Sonn & fetched itt away,
 And this Depon^t farther Saith not.

After full heareing of the Allegacōns & pleadings in & upon the p. 579
 severall testimonies of the said Depon^{ts} on both sides, the said testi-
 monies being first read in the audience of the Court & likewise of
 the jury impannelled as aforesaid, the said jury was dismissed the
 Court to consult of their verdict